

#4  
pla  
6/18/03

**Signature:**

(Anthony Soljanich)

RECEIVED  
JUN 10 2003  
TECH CENTER 1600/2900

Applicants select "neuronal deficiency" with traverse.

II. Applicants select autologous cells

III. The Specification states that "one or more neuronal factors affecting the proliferation, differentiation and/or survival of neurons" are suitable for the invention. (*see* paragraph 0071). The neuronal factors are patentably indistinct as long as they perform the specified function. In the event the arguments are not found persuasive, Applicants elect nerve growth factor with traverse.

Applicants expressly reserve their right under 35 U.S.C. § 121 to file a divisional application directed to the non-elected subject matter during the pendency of this application, or an application claiming priority from this application.

Applicants request examination of the elected subject matter on the merits.

Dated: June 5, 2003

Respectfully submitted,

By   
Shantanu Basu

Registration No.: 43,318  
MORRISON & FOERSTER LLP  
755 Page Mill Road  
Palo Alto, California 94304  
(650) 813-5600  
Attorneys for Applicant



Please type a plus sign inside this box

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	09/993,045	
	<b>Filing Date</b>	November 13, 2001	
	<b>First Named Inventor</b>	Timothy R. BRAZELTON	
	<b>Group Art Unit</b>	1632	
	<b>Examiner Name</b>	Q. Li	
<b>Total Number of Pages in This Submission</b>	3	<b>Attorney Docket Number</b>	286002021300

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) 1. Response to Restriction Requirement (2 pages) 2. Return Receipt Postcard
<b>Remarks</b>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

<b>Firm or Individual Name</b>	MORRISON & FOERSTER LLP Shantanu Basu - 43,318	 25226
<b>Signature</b>	 PATENT TRADEMARK OFFICE	
<b>Date</b>	June 5, 2003	

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV336630655US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 6-5-03 Signature: (Anthony Soljanich)